

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 17, 2007**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Moore, Acting P. J., Aronson, J. and Fybel, J. Antoinette Cajigal, deputy clerk attending.

G037914 SHARON BAUTISTA
 v.
 JACOB A. VON DUERING ET AL.

Merits. Cause called. Lawrence P. House argued for appellant. Becky Hsiao argued for respondents. Cause submitted.

G038050 WILTON DAVIDSON
 v.
 GOLDEN CIRCLE CHURCH OF RELIGIOUS ET AL.

Merits. Cause called. Roger Buffington argued for appellant. Janet Humphrey argued for respondents. Cause submitted.

G037610 LOYD D. COPENBARGER ET AL.
 v.
 CHAPPARAL ENERGY, LLC

Merits. Cause called. Mark A. Ross argued for appellants. J. Alan Warfield argued for respondent. Cause submitted.

G036883 ZACHARY CASELLA
 v.
 SOUTH WEST DEALER SERVICES, INC. ET AL.

Merits. Cause called. J. Scott Russo argued for appellants. Richard A. Jorgensen argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 17, 2007 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P. J., Bedsworth, J. and Ikola, J. Antoinette Cajigal, deputy clerk attending.

G037721 ALFRED GAUSEWITZ ET AL.
 v.
 PRESTON FLANIGAN ET AL.

Merits. Cause called. Marjorie Fuller argued for appellants Flanigan. Edward F. O'Connor argued for Alfred Gausewitz. Cause submitted.

G038289 SILVA MOTA
 v.
 SUPERIOR COURT; DANIEL VILLALOBOS

Merits. Cause called. David E. Rosenbaum argued for petitioner. Roy Jimenez argued for real party in interest. Cause submitted.

G036691 LA SOUND USA, INC. ET AL.
 &
 v.
G036794 ST. PAUL FIRE & MARINE INSURANCE COMPANY

Merits. Cause called. Guy O.Kornblum argued for appellants. Keith G. Wileman argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 17, 2007 (cont'd)**

G036987 ALEX CUENTO ET AL. Not for publication
 & v.
G036988 LE VIEN HOMES, INC. ET AL.

Opinion filed. The order is affirmed.

Ikola, J.

We concur: Moore, Acting P.J.
 Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 18, 2007**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P. J., Moore, J. and Aronson, J. Antoinette Cajigal, deputy clerk attending.

G037913 OFELIA HERNANDEZ
 v.
 PRUDENTIAL CALIFORNIA REALTY ET AL.

Merits. Cause called. Daniel R. Wildish argued for appellant. Michael S. Robinson argued for respondent Ana P. Osorio. Cause submitted.

G038229 FRANK TELLO
 v.
 JAMES TREDWELL ET AL.

Merits. Cause called. Timothy P. Peabody argued for appellant. Michael J. Berger argued for respondents. Cause submitted.

G037408 MICHAEL SHANKS ET AL.
 v.
 GENEVIEVE WALL

Merits. Cause called. Michael Shank argued in propria persona. Sylvia E. Kellison argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 18, 2007 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P. J., Moore, J. and Fybel, J. Antoinette Cajigal, deputy clerk attending.

G037582 THE PEOPLE
 v.
 VICTOR RODRIGUEZ

Merits. Cause called. Vincent La Barbera argued for appellant. Barry Carlton, Deputy Attorney General argued for respondent. Cause submitted.

G036973 THE PEOPLE
 v.
 OSCAR B. GARCIA

Merits. Cause called. William J. Kopeny argued for appellant. Randall Einhorn, Deputy Attorney General argued for respondent. Cause submitted.

G037208 THE PEOPLE
 v.
 FIDEL E. CASTRO

Merits. Cause called. Stephen M. Lathrop argued for appellant. Kristine A. Gutierrez, Deputy Attorney General argued for respondent. Cause submitted.

G037630 THE PEOPLE
 v.
 LUIS F. ACEVES

Merits. Cause called. Jean Ballentine argued for appellant. Barry Carlton, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 18, 2007 (cont'd)**

G037372 THE PEOPLE
 v.
 BRIAN D. MERRITT

Merits. Cause called. Gerald P. Peters argued for appellant. Stephanie Chow, Deputy Attorney General argued for respondent. Cause submitted.

G037434 DAVID S. BATES
 v.
 MICHAEL J. FITZGERALD ET AL.

Merits. Cause called. Bruce J. Guttman argued for appellant. Jodi L. Girtten argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 18, 2007 (cont'd)**

G036783 LAURENCE L. GRABOWSKI Not for publication
v.
MUSTANG MOTELS, INC.

Opinion filed. The judgment is affirmed.

O'Leary, J.

We concur: Bedsworth, Acting P.J.
Aronson, J.

G038343 ORANGE COUNTY SOCIAL Certified for publication
SERVICES AGENCY
v.
MY-TRINH V.

Opinion filed. The appeal is dismissed and matter remanded for further proceedings.

Bedsworth, Acting P.J.

We concur: Aronson, J.
Fybel, J.

G038465 ORANGE COUNTY SOCIAL Not for publication
SERVICES AGENCY
v.
JOHN A.,MICHELLE J.

Opinion filed. The order is affirmed.

Fybel, J.

We concur: Rylaarsdam, Acting P. J.
Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 18, 2007 (cont'd)**

G038707 ALI DANNY TALEBI ET AL. Not for publication
v.
THE SUPERIOR COURT; AMERICAN &
EUROPEAN AIRCRAFT SALES CO.

Opinion filed. The petition is granted.

By the Court
Before Rylaarsdam, Acting P. J., O'Leary, J. and Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 19, 2007**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P. J., Aronson, J. and Ikola, J. Antoinette Cajigal, deputy clerk attending.

G036972 THE PEOPLE
 v.
 JOSEPH A. FISCHER ET AL.

Merits. Cause called. William J. Kopeny argued for appellant Joseph A. Fischer. No appearance by counsel Paul R. Ward for appellant Jason Schultz. Sharon Rhodes, Deputy Attorney General argued for respondent. Cause submitted.

G037973 THE PEOPLE
 v.
 YONG HONG

Merits. Cause called. Stephen M. Lathrop argued for appellant. Andrew Mestman, Deputy Attorney General argued for respondent. Cause submitted.

G035534 THE PEOPLE
 v.
 DALE WENSINGER

Merits. Cause called. William J. Kopeny argued for appellant. Teresa Torreblanca, Deputy Attorney General argued for respondent. Cause submitted.

G038054 THE PEOPLE
 v.
 JESSE RECIO

Merits. Cause called. Howard C. Cohen argued for appellant. Scott Taylor, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 19, 2007 (cont'd)**

G037847 SCHOLLE CORPORATION ET AL.
 v.
 AGRICULTURAL INSURANCE COMPANY ET AL.

Merits. Cause called. Michael G. Dawe argued for appellants. Bryan M. Weiss argued for respondents. Submission is deferred for possible additional briefing; an order will be file in a couple of days.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 19, 2007 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P. J., O'Leary, J. and Fybel, J. Antoinette Cajigal, deputy clerk attending.

G038055 DIAN R. PARKER
 v.
 EVERETT O. FULLER

Merits. Cause called. Jan M. Dudman argued for appellant. No brief filed by respondent. Cause submitted.

G037707 SEMA CONSTRUCTION, INC.
 v.
 DIVERSIFIED PRODUCT INDUSTRIES

Merits. Cause called. William R. Kennon argued for appellant. Richard B. Andrade argued for respondent. Cause submitted.

G038287 JOSE ASTUDILLO ET AL.
 v.
 KURT DUGGLEBY

Merits. Cause called. Lee P. O'Connor argued for appellant. Ann E. McIntire argued for respondents. Cause submitted.

G037206 DAVID RASHIDIAN ET AL.
 v.
 NABIL NAARSE ET AL.

Merits. Cause called. David Rashidian argued in propria persona. Patrick C. Carroll argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 19, 2007 (cont'd)**

G037612 ANITA MARCARIO Not for publication
v.
COUNTY OF ORANGE ET AL.

Opinion filed. The judgment is reversed and remanded.
Bedsworth, Acting P. J.

We concur: Moore, J.
Aronson, J.

G038099 THE PEOPLE
v.
NAM NHUT T.

Order filed. The petition for rehearing is denied.
Ikola, J.

We concur: O'Leary, Acting P. J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P. J., Bedsworth, J. and Fybel, J. Shahira Naqshbandy, deputy clerk attending.

G038300 TYSON JACOBSEN
 v.
 STEWART WINKLER

Merits. Cause called. Allen C. Ostergar argued for appellant. Michael Stewart argued for respondent. Cause submitted.

G037586 GENESIS COMMERCIAL CAPITAL
 v.
 OLIVIER VIDEO PRODUCTIONS

Merits. Cause called. Jeannine E. Del Monte argued for appellant. Keith A. Attlesey argued for respondent. Cause submitted.

G037793 CHAD MORTON
 v.
 LEIGH STEINBERG

Merits. Cause called. Colin C. Holley argued for appellant. Laura M. Sullivan argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P. J., O’Leary, J., Moore, J., Aronson, J. and Ikola, J. Shahira Naqshbandy, deputy clerk attending.

G038689 ORANGE COUNTY SOCIAL SERVICES AGENCY
 v.
 ESTRELA M. ET AL.

Merits. Cause called. Aurelio Torre Jr. argued for appellant. Leslie Barry argued for respondent. Cause submitted.

G037944 MITCHELL LAND AND IMPROVEMENT CO.
 v.
 RISTORANTE FERRANTELLI

Merits. Cause called. Donald J. Hamman argued for appellant. Philip W. Green argued for respondent. Cause submitted.

G038011 WARNER BROS. ENTERTAINMENT ET AL.
 v.
 SALAH M. HASSANEIN

Merits. Cause called. Madison S. Spach argued for appellant. Sandra L. Tholen argued for respondent. Cause submitted.

G037379 SOONY C. SANDORE AS TRUSTEE
 &
G037922 v.
 CRAIG C. FERGUSON ET AL.

Merits. Cause called. William D. Coffee argued for appellants, Craig Ferguson et al. Mayo L. Makarczyk argued for respondent, Soony Sandore. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007**

G037026 THE PEOPLE
 v.
 ANDRES A. LOPEZ

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037121 THE PEOPLE
 v.
 CHRISTIAN S. FELIX

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037247 THE PEOPLE
 v.
 DUSTIN GOEPNER

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037525 THE PEOPLE
 v.
 DAVID BARELA

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037545 THE PEOPLE
 v.
 LAURA M. MARTIN

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007 (cont'd)**

G037562 COUNTY OF ORANGE
 & v.
G037952 JASON M. ROTHERT ET AL.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037620 LLOYD G. COPENBARGER, JR. ET AL. Not for publication
 v.
 CHAPARRAL ENERGY L.L.C.

Opinion filed. The order is affirmed.

Moore, Acting P.J.

We concur: Aronson, J.
 Fybel J.

G037619 THE PEOPLE
 v.
 PATRICIA L. REUSH

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037638 SCOTT P. HOLCOMB Certified for publication
 v.
 WELLS FARGO BANK, N.A. ET AL.

Opinion filed. The judgment is reversed.

Aronson, J.

We concur: Rylaarsdam, Acting P. J.
 Ikola, J.

G037687 THE PEOPLE
 v.
 JOSE VALDEZ

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007 (cont'd)**

G037693 THE PEOPLE
 v.
 JON J. HOUSTON

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037695 THE PEOPLE
 v.
 JUAN FLORES

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037764 CELESTE SCHMIDT
 v.
 ERICK REDLER

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037817 THE PEOPLE
 v.
 OSWALDO R.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037895 THE PEOPLE
 v.
 MARVIN A. GUTIERREZ

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007 (cont'd)**

G037903 THE PEOPLE
 v.
 ELMER SOLIS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037908 THE PEOPLE
 v.
 RICARDO F. NAVARRO

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037941 COUNTY OF ORANGE
 v.
 SCOTT A. STEVENS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G037987 THE PEOPLE
 v.
 CHRISTOPHER SZABO

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G038052 THE PEOPLE
 v.
 TED M. MILTIMORE

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007 (cont'd)**

G038089 THE PEOPLE
 v.
 ANGEL C.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G038174 THE PEOPLE
 v.
 DONALD W.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G038419 INRINA ROSCA
 v.
 ANNABEL L. COLSTON

Order filed. The above entitled cause is ordered submitted this date.
Sills, P. J.

G038509 THE PEOPLE
 v.
 AARON L. BLANCHETTE

G039231 In re AARON L. BLANCHETTE

Order filed. For purposes of oral argument the petition for writ of habeas corpus in G039213 is consolidated with the direct appeal in case number G038509.

Rylaarsdam, Acting P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 20, 2007 (cont'd)**

G038872 ARIEL Y. ET AL.

v.

THE SUPERIOR COURT OF CALIFORNIA;
ORANGE COUNTY SOCIAL SERVICES AGENCY

Pursuant to California Rules of Court, rule 8.452(h)(2), the above entitled cause is deemed submitted September 20, 2007.

Sills, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 21, 2007 (cont'd)**

G036092	<p>THE PEOPLE v. PAUL P. APARICIO</p> <p>Opinion filed. The order is affirmed.</p> <p>We concur: O’Leary, J. Aronson, J.</p>	<p>Not for publication</p> <p>Bedsworth, Acting P. J.</p>
G037464	<p>THE PEOPLE v. GI JEON MOON</p> <p>Opinion filed. The judgment is affirmed.</p> <p>We concur: Sills, P. J. Bedsworth, J.</p>	<p>Not for publication</p> <p>Aronson, J.</p>
G037029	<p>THE PEOPLE v. HUNG KY KHA</p> <p>Opinion filed. The judgment is affirmed.</p> <p>We concur: Aronson, J. Fybel, J.</p>	<p>Not for publication</p> <p>Bedsworth, Acting P. J.</p>
G037398	<p>THE PEOPLE v. JASON A. CLARK</p> <p>Opinion filed. The judgment is affirmed.</p> <p>We concur: Bedsworth, Acting P. J. Aronson, J.</p>	<p>Not for publication</p> <p>O’Leary, J.</p>

**State of California, Court of Appeal
Fourth Appellate District, Division 3
September 21, 2007 (cont'd)**

G037816 PACIFIC TRUST ESCROW INC.
 v.
 VLADIMIR RYAZANSKIY

Order filed. Order modifying opinion and denying petition for rehearing;
no change in judgment.

Rylaarsdam, Acting P. J.

We concur: Fybel, J.
 Ikola, J.

G037937 GREGORY J. BARNETT
 v.
 SOUTHERN CALIFORNIA
 EDISON COMPANY

Not for publication

Opinion filed. The judgment is affirmed.

O'Leary, Acting P.

J. We concur: Aronson, J.
 Ikola, J.